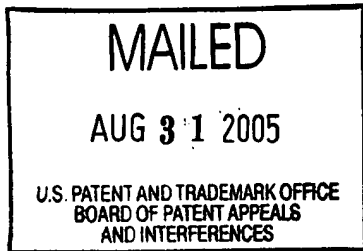


UNITED STATES PATENT AND TRADEMARK OFFICE



BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte RANA P. SINGH and PAUL A. INGERSOLL

Application 10/045,913

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on July 8, 2005. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

An Information Disclosure Statement (IDS) was filed February 28, 2002. It is not apparent from the record that the examiner considered the statement submitted nor notified applicants of why his submission did not meet the criteria set forth in 37 CFR §§ 1.97 and 1.98.

Application 10/045,913

Further, on July 22, 2003, appellants filed a paper entitled "NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES", which authorized payment of any fees to Deposit Account No. 502117. The fee for the Notice of Appeal has not been charged.

Accordingly, it is

ORDERED that the application is returned to the Examiner for such consideration of the Information Disclosure Statement, for charging the Notice of Appeal fee to Deposit Account No. 502117, and for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: 

CRAIG FEINBERG
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GJH

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